

Docket No.: 3165-138

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of Andrew GOLDSMITH

Serial No.: 10/553,153

Filed: February 7, 2006

For: AN AQUEOUS, FLOWABLE CONCENTRATE COMPOSITION OF
PENDIMETHALIN

Group Art Unit: 1616

Examiner: Alton Nathaniel Pryor

Confirmation No.: 9052

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated September 11, 2007 rejecting the following claims: 15-24 and 26-29 .

The fee for this Notice of Appeal is \$510.00

An extension of time is requested for three months. The required fee for this extension of time is \$1,050.00.

The Commissioner is authorized to charge the required fees to Deposit Account No. 02-2135. An additional copy of this Notice is enclosed herewith.

Respectfully submitted,

By /Donald V. Scaltrito/_____
Donald V. Scaltrito
Attorney for Applicants
Registration No. 59,985
ROTHWELL, FIGG, ERNST & MANBECK, p.c.
Suite 800, 1425 K Street, N.W.
Washington, D.C. 20005
Telephone: (202)783-6040